

STATE OF GEORGIA

COUNTY OF FULTON

**A RESOLUTION TO AUTHORIZE THE PURCHASE AND FINANCING OF  
NEW EQUIPMENT FOR THE CITY OF SANDY SPRINGS FIRE  
DEPARTMENT AND TO AUTHORIZE CITY MANAGER TO EXECUTE  
DOCUMENTATION TO EFFECTUATE SAME**

**WHEREAS**, the City of Sandy Springs (“City”) is a political subdivision of the State of Georgia (“State”) and is duly organized and existing pursuant to the Constitution and laws of the State; and

**WHEREAS**, the Mayor and City Council of the City of Sandy Springs (“City Council”) are charged with the protection of the public health, safety, and welfare of the citizens of the City; and

**WHEREAS**, Section 1.03(b)(25) of the City Charter grants the City the power to operate a fire-fighting agency; and

**WHEREAS**, pursuant to applicable law, the City Council is authorized to acquire, dispose of and encumber real and personal property, including, without limitation, rights and interest in property, leases and easements necessary to the functions or operations of the City; and

**WHEREAS**, in order to provide for the highest level of public health, safety, and welfare for the citizens of the City, the Sandy Springs Fire Department (“Department”) requires the purchase of new equipment from Pierce Manufacturing, Inc. (“Pierce”), including two (2) Custom Pierce PUC Pumpers, and one (1) Pierce Ascendant mid-mount Platform 100’ Aerial (“Equipment”), in an amount not to exceed \$2,958,011.00; and

**WHEREAS**, Ten-8 Fire Equipment of Georgia, LLC (“Ten-8”) will pay \$300,000.00 to the City for the buyback of one (1) Pumper and one (1) Aerial; and

**WHEREAS**, the City Council hereby finds and determines that the execution of such documents with BB&T (Truist Bank), at the proposed rate of 1.285% for 7 years, pre-payable at any time, to finance the Lease for the acquisition of the Equipment in the principal amount not exceeding \$2,958,011.00 is appropriate and necessary to the functions and operations of the Department and the City;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Sandy Springs, Georgia while in regular session on August 4, 2020, at 6:00 p.m. as follows:

1. The City Manager is hereby authorized to enter into certain agreements with Pierce for the purchase of new equipment for the Department and to finance the Lease transaction, as set forth below; and

2. The City Manager is hereby authorized to enter into and execute such Lease financing documents with BB&T to purchase certain equipment for the Sandy Springs Fire Department, specifically: one (1) new Pierce Mid Mount Aerial (not to exceed \$1,487,000.00), two (2) new Pierce PUC Pumpers (not to exceed \$795,500.00 each), subject to the approval of the Finance Director and the City Attorney; and

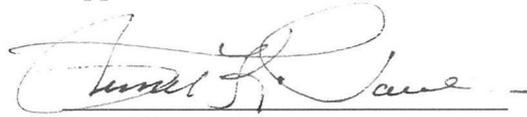
3. The City Manager is authorized to enter into and execute an agreement with Ten-8 for the buyback of current equipment from the Department, for which the City shall receive no less than \$300,000.00 for the trade-in of one (1) aerial and one (1) pumper, subject to the approval of the Finance Director and the City Attorney; and

4. The City's obligations under the Lease shall be subject to annual appropriation or renewal by the City Council as set forth in the Lease and the City's obligations under the Lease shall not constitute general obligations of the City or indebtedness under the Constitution or laws of the State of Georgia; and

5. As to the Lease, the City reasonably anticipates not to issue more than \$10,000,000 of tax-exempt obligations (other than "private activity bonds" which are not "qualified 501(c)(3) bonds") during the current calendar year in which the Lease is issued and hereby designates the Lease as a qualified tax-exempt obligation for purposes of Section 265(b) of the Internal Revenue Code of 1986, as amended.

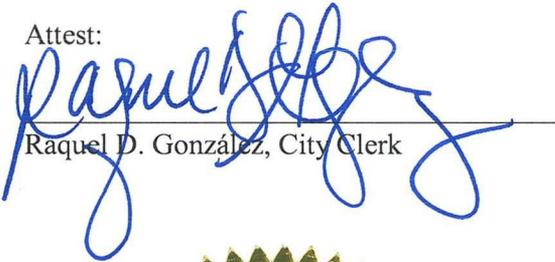
**RESOLVED**, this 4th day of August, 2020.

**Approved:**



Russell K. Paul, Mayor

Attest:



Raquel D. González, City Clerk

